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Docket No. 70847/7011

(REV. 03/09/92)

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD FOR THE LASER TREATMENT OF SUBSURFACE BLOOD VESSELS

the specification of which

(check one) ☒ is attached hereto
☐ was filed on _____, as Application Ser. No. _____ amended
 on _____ (if applicable).
☐ was filed as a PCT international application No. _____, on
 _____ and was amended under PCT Article 19 on
 _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign PCT Application(s) and any priority claims under 35 U.S.C. §119:

(Number)	(Country if PCT so indicate)	(DD/MM/YY Filed)	Priority Claimed
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

_____	_____
(Application Number)	(filing date)
_____	_____
(Application Number)	(filing date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

08/022,978	2/24/93	Pending
(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)

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PCT Applications designating the United States.

(PCT Appl. No.)	(U.S. Ser. No.)	(PCT filing date)	(status-patented, pending, abandoned)
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

David Wolf	17,820	Anthony J. Mirabito	28,161	John N. Anastasi	37,765
George L. Greenfield	17,756	Jason M. Honeyman	31,624	Brett N. Dorny	38,860
Stanley Sacks	19,900	James H. Morris	34,881	David L. Cavanaugh	36,476
David M. Driscoll	25,075	Anthony J. Janiuk	29,809	Helen C. Kindregan	39,248
Edward F. Perlman	28,105	Peter C. Lando	34,654	James M. Hanifin, Jr.	39,213
Lawrence M. Green	29,388	Gary B. Engelson	38,128	David B. Huang	39,229
Steven J. Henry	27,900	Peter J. Gordon	35,164	Thomas M. Sullivan	39,392
Theresa A. Hendricks	30,389	Randy J. Pritsker	35,986	Christopher S. Schultz	37,919
Edward R. Gates	31,616	Richard F. Giunta	36,149	Paul D. Sorkin	39,039
William R. McClellan	29,409	Douglas R. Wolf	36,971	Douglas C. Donkocil	39,660
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M. Lawrence Oliverio	30,915	Elisabeth R. Plumer	36,637	Barry W. Chapin	39,914
James J. Foster	30,082	Timothy J. Oyer	36,628	Scott A. Ouellette	38,571
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Ronald J. Kransdorf
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600 Atlantic Avenue
Boston, MA 02210-2211

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00
Inventor's signature Robert B. Grove
Full name of sole or first inventor Robert B. Grove
Citizenship United States
Residence 38 Gray Eagle Center, Pleasanton CA 94566
Post Office Address 38 Gray Eagle Center, Pleasanton CA 94566

4/22/96
Date

2-00
Inventor's signature James J. Holtz
Full name of sole or second inventor James J. Holtz
Citizenship United States
Residence 2405 Sheffield Dr. Livermore CA 94550
Post Office Address 2405 Sheffield Dr. Livermore, CA 94550

4/22/96
Date

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Attorney's Docket No. P0547/7011

Applicant or Patentee: Robert E. Grove and James Z. Holtz

Serial or Patent No.: Herewith

Filed or Issued: Herewith

For: METHOD FOR THE LASER TREATMENT OF SUBSURFACE BLOOD VESSELS

**DECLARATION CLAIMING SMALL ENTITY STATUS
(SMALL BUSINESS CONCERN)**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on
behalf of the concern identified below:

NAME OF CONCERN: Star Medical Technologies, Inc.

ADDRESS OF CONCERN: 1429 Quarry Lane, Suite 100, Pleasanton CA 94566

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD FOR THE LASER TREATMENT OF SUBSURFACE BLOOD VESSELS by inventor(s), Robert E. Grove and James Z. Holtz, described in

- ☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

If the rights held by the small business concern are not exclusive, each individual concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not

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qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

- ☐ no such person, concern, or organization
☐ persons, concerns or organizations listed below *

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME
ADDRESS

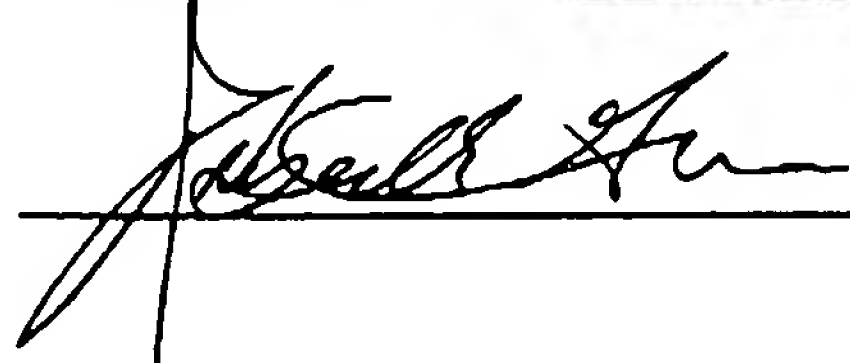
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Robert E. Grove
TITLE OF PERSON IF OTHER THAN OWNER: President
ADDRESS OF PERSON SIGNING 1429 Quarry Lane, Pleasanton, CA 94566

SIGNATURE



DATE

4/22/96